

17

United States District court for the eastern district of Michigan

Herbert Studstill El

(Plaintiff, in person)

Case:2:15-cv-12545

Judge: Friedman, Bernard A.

MJ: Majzoub, Mona K.

Filed: 07-17-2015 At 11:43 AM

CMP HERBERT STUDSTILL EL V CITY OF
ROMULUS (LG)

Vs.

City of Romulus, Michigan

111 Wayne Rd
Romulus Michigan 48174
734-942-7540

Lawsuit / Petition

Establishment of Jurisdiction, in according with the rules of this court

The U.S. District court has all authority pursuant to U.S. Constitution art.

**(3) Section (2) and U.S. constitution amendment (7) .This is a cause of
action (lawsuit /petition) to hold the defendants responsible for the
following violations of constitutional rights.**

Authorites for which the plaintiff stands:

- (1) Amendment 4 (1791)**
- (2) Amendment 5 (1791)**
- (3) Amendment 1 (1791)**
- (4) Amendment 9 (1791)**
- (5) Moorish zodiac constitution articles 1 -7**

118641

Authorities for which the defendants stand:

Romulus, Michigan Charter.

Chapter 1 section 1. 1 "name and incorporation. "the municipal corporation created by the vote of the electors on the 5th day of November a.d. 1968 to be known as the " city of Romulus" shall be a body corporate and politic and shall have perpetual succession ."

Chapter 3 section 3. 1 general powers "unless otherwise provided or limited in this charter the city and its officers shall be vested with any and all powers, privileges and immunities expressed and implied which cities and their officers are hereafter may be. Permitted to exercise or to provide in their charters under the constitution and laws of the state of Michigan, including all powers, privileges and immunities which cities are or may be. Permitted to provide in this (their) chapters by the act. No. 279 of the public acts of 1909 (mcl 117.1 ET. Seg) as amended as fully and completely or though those powers, privileges and immunities were specifically enumerated in and provided for in this charter and in no case shall any enumeration of particular powers, privileges or immunities in this charter be held to be exclusive."

Chapter 3 section 2 (additional powers)

- (a) The city may sue and be sued in its corporate name, may plead or be impleaded in all courts of law in all actions whatsoever.**

(Brief summary of this case)

On May 21, 2015, I plaintiff Herbert Standstill El, was exercising my U.S. constitutional protected right to travel on a public roadway, upon Beverly rd. at or near Henry ruff rd. In the city of Romulus, Michigan. I was

Traveling in a 1988 Buick red, with a Kickapoo territory # 3a - 0005 -El, not driving when I was stopped by a Romulus police officer. Whom indentified by the name officer Chris Kososki / office's id. No. R219 (evidence 1) (state of Michigan uniform law citation) during this interaction with the Romulus police officer, I was falsely charged with (evidence 1) (state of Michigan) violation of Romulus ordinance 257.904. Lic -dwls reinstatement fee, ordinance 35-257-602 fail to obey a police officer and ordinance 257-328 no proof of insurance. During the course of being arrested by Romulus police. Romulus police officers smashed out the driver's side window of the car. I was placed under arrest for "license plate violation" and failure to provide driver license and registration and insurance" "writer asked the driver for his license, registration and insurance" (evidence # 2pg. 3) (reporting officer narrative).

I advised the Romulus police (officer's) that I was a traveler using my U.S. constitutional rights and that I was not a driver. But I was still placed under arrest and the following property was taken from me. (Evidence # 2 pg. 3)(Reporting officer narrative) evidence & seized items.

- (1) Kickapoo territory # 3a-0005-el Moorish national plate (61/295 rights of indigenous peoples exp 01-20.**
 - (2) The Moorish holy temple of science of the world id card bearing the name of Herbert Studstill El**
 - (3) Misc. paperwork (title for a vessel)**
 - (4) Smith & Wesson swat knife (black /silver)**
 - (5) Samsung video recorder**
- (Vehicle)**

1988 Buick red "vehicle impounded with crova towing studstill was arrested and transported to rpd by unit # 201, then he was booked by lt. Ladach. Studstill was issued citations #R 551389 & # R 551391 for driving an unregistered motor vehicle, obstructings, interference dwls, fail to obey a p.o. and no proof of insurance." (Evidence #3 reporting officer

narrative)(Incident report related property list)(Evidence # 4 & 5 pg. 7)(Incident report related vehicle last)(Evidence #6 pg. 6).

At this time I Herbert Studstill El, an aboriginal / indigenous, Moorish national, suffer injuries by the Romulus police for using a U.S. constitutional right to travel. (Evidence # 7)(Romulus police department auto tow report).

(Statement of law, in support of brief summary of this case)

(Evidence # 1)(State of Michigan uniform law citation). The city of Romulus police arrested me for (1) ordinance 257.904 lic-dwls /reinstatement fee. (2) Ordinance 35-257-602 fail to obey a police officer. (3) Ordinance 257.328 no proof of insurance.

First of all, I was not a driver at the time city of police stopped me. I was merely exercising my U.S. constitutional right to travel.

(1) Lawful definition of a driver? ans. "one employed in conducting coach carriage, wagon or other animals or a bicycle, tricycle, or motor car, trough not a street railroad car. (Davis v. petrinovich , 112 ala. 654,2 south 344, 36 l. r.a. 615 ; gen. St. conn 1902)

The fact was stated to the city of Romulus police (evidence 2) when I was stopped that I was not a driver. But was exercising my 1st, 4th, 5th & (9th amendments. U.S. constitutional rights. As well as my Moorish zodiac constitutional rights. I was traveling not a driver nor driving.

(2) Lawful definition of traveling? Ans. "traveling is passing from place to place act of performing journey and traveler is person who travels" (in re archy (1858), a c 47)

The fundamental right to travel is not a privilege, which the city of Romulus police officers can grant at will. The city of Romulus police officers was acting under the color of law. When they cited me on 21 may 2015.

(3) Lawful definition of color of law? ans. "the appearance or semblance without the substance of legal right" (McClain v. Des Moines, 174 U.S. 108. 19 sup. Ct. 44, 43 1. Ed 936)

The city of Romulus police officers also took on the color of authority when they assumed that their local ordinances, cam take away a citizen right to travel.

(4) Lawful definition of color of authority? ans. "that semblance or presumption of authority sustaining the acts of a public officer which is derived from his apparent title to office or from a writ or other process in his hands apparently valid and regular" (state v. Oates 80 was 634, 57 N.W. 290, 39 am St. Rep912; Wyatt v. Monroe 277 ct. 208)

Also this court needs to take notice of the following case law.

- (a) " the right to travel is a part of the liberty of which the citizen cannot be deprived without due process of law under the fifth amendment, so much is conceded by the solicitor general in Anglo Saxon law that right was emerging at least as early as magna carta (Kent v. Dulles 357. U.S. 116,125)**
- (b) "the right of the citizen to travel upon the public highways and to transport his property thereon, either by a carriage or automobile is not a mere privilege which a city may prohibit or permit at will, but a common right which he has under the right to life, liberty and the pursuit of happiness" (Thompson v. smith 154 s.e. 579)**

(Evidence # 2)(Reporting officer narrative) written by officer Kososki, C (R219). On 05/21/2015, 10:22 a.m. officer Kososki would have the court to assume that he had probable cause or there was a reason of suspicion of a crime being committed by the Plaintiff. When he(officer Kososki) stated " writer, cpl.Kososki, observed listed vehicle traveling east on Beverly rd.

with a non- valid license plate bearing the name of Kickapoo territory # 3 A-0005-E1 “ writer effected a traffic stop on listed vehicle for a license plate violation”

There is no law that makes me the plaintiff, to have to enter into a contract with the city of Romulus, Michigan. This court should take mandatory judicial note of the follow cases.

(5) “the California constitution in article 1 section 8(and similar statements made in all other state constitutions) mandates that no one “ be compelled to be a witness an against himself” is in agreement with the supreme court ruling in Haynes v. u.s., 390 u.s. 85,88 s.ct. 722, wherein the ruling was that to force anyone to register anything are communicative and such communicative evidence is precluded by the 5th amendment.”

Therefore it was no probable cause to stop the plaintiff, and officer Kososki, was acting on the color of law & color of authority for violating the plaintiff U.S. constitutional rights. In which he was under oath of law to support and protect the u.s.constitution. As it was stated early in the charter of the city of Romulus, Michigan.

(Evidence # 2)(Reporting officer narrative) Romulus police under oath made a statement that they deprived the plaintiff of my U.S. constitutional right to travel, when they stated “writer advised the driver that his license plate is not valid and that he needs to provide valid driver’s license, which he would not provide after many requests”

The court shall take notice of the following case.

(6) “ to be that statutes which would deprive a citizen of the rights of person or property without a regular trial, according to the course and usage of common law, would not be the law of the land”(hoke v. Henderson, 15 n.c. 1525 am Dec 677)

(7) “the claim and exercise of a constitutional right cannot be converted into a crime (miller v. u.s. 230 f 2d 486, 489)

(8) "No one is bound to obey an unconstitutional law and no court are bound to enforce it" (16 am jur 2nd sec 177 late 2d sec 256)

The city of Romulus, Michigan, police officers violated the plaintiff Herbert Studstill El, U.S. constitutional protected rights to force a crime on him. By way of color of law with force of color of authority. Herbert Studstill El had all rights as a sovereign, aboriginal/ indigenous Moorish National, to exercise his right to travel.

The city of Romulus police officer, as public servants and shall act as such. Let the court take judicial notice of these cases.

(9) "The people of the state do not yield their sovereignty to the agencies which serve them. The people, in delegating authority do not give their public servants the right to decide what is good for the people to know and what is not good for them to know. The people insist on remaining informed so that they may retain control over the instruments they have created"

(added stats. 1953 c 1588p. 3270, sec 1)

(10) "An officer who acts in violation of the constitution ceases to represent the government" (brook field const. co. v. Stewart 284 f. sup 94)

(11) "the police power of the state must be exercised in subordination to the provisions of the U.S. constitutions"(bacahana v. wanley 245 u.s. 60)(panhandle eastern pipeline co vs. state)(highway commission , 294 u.s. 613)

(Conclusion)

Therefore I plaintiff, in person Herbert Studstill El, seeks the following remedy from this court.

- (1) Criminal charges brought against the city of Romulus, Michigan police officers for violating there oath of office.**
- (2) I also seek a civil remedy from the city of Romulus, Michigan for their public officials violating my U.S. constitutional rights in the amount of 7 million U.S. dollars or anything of that value.**

Said and Done, by: Herbert Studstill El

State of Michigan Uniform Law Citation	Ticket No. R551391	<input type="checkbox"/> Victim Involved	
DT #	Incident No. 1501981	Dept. No.	
The People of: <input checked="" type="checkbox"/> the State of Michigan <input type="checkbox"/> Township <input checked="" type="checkbox"/> City <input type="checkbox"/> Village <input type="checkbox"/> County	Local Use/Accident No.	Detention Device	
OF: ROMULUS	BAC	2 of 2	
THE UNDERSIGNED SAYS THAT ON:	Month 05 Day 21 Year 15	At approximately 10:22 A.M.	Date of Birth 10 24 75
State <input checked="" type="checkbox"/> Oper/Chauss MI <input type="checkbox"/> CDL	Driver License Number S332302497820	SSN (last 4 digits)	
Race B Sex M Height 6'00 Weight 200 Hair BLAC Eyes BRO	Occupation/Employer /		

Name (First, Middle, Last)
HERBERT LEE STUDSTILL

Street
6296 CARNEGIE ST

City **ROMULUS** State **MI** Zip Code **48174**

Vehicle Plate No. **0 MI 1988 BUIC BUR** Year **0** State **MI** Vehicle Descrip (Year, Make, Color) **1988 BUIC BUR** Veh. Type **PA**

THE PERSON NAMED ABOVE, in violation of Local Ordinance State Law Administrative Rule
UPON **E/B BEVERLY RD**

AT OR NEAR **HENRY RUFF**

WITHIN CITY VILLAGE TOWNSHIP OF **ROMULUS**

COUNTY OF **WAYNE** DID THE FOLLOWING:

Type	MCL Cite/PACC Code/ Ordinance	Description (Include any bond amount collected on each charge)	Charge No.
<input type="checkbox"/> CI <input type="checkbox"/> Wam <input checked="" type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Waiv	257.904	LIC-DWLS/REINSTATEMENT FEE	1
<input type="checkbox"/> CI <input type="checkbox"/> Wam <input checked="" type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Waiv	35-257-.602	FAIL TO OBEY A POLICE OFFICER	2
<input type="checkbox"/> CI <input type="checkbox"/> Wam <input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input checked="" type="checkbox"/> Waiv	257.328	NO PROOF OF INSURANCE	3

TO THE COURT: Do not arraign on a felony charge until an authorized complaint is filed.

Offense Code(s)

1 2 3

Key for Type: CI = Civil Infraction Misd = Misdemeanor Fel = Felony Wam = Warning Fug = Fugitive
Waiv = Violation for Which Fines/Costs May be Waived Authorization pend. = Authorization pending

Remarks:

See Report

CHECK IF APPROPRIATE	<input type="checkbox"/> Damage to Property	Local Court Bond \$ _____
<input checked="" type="checkbox"/> Vehicle Impounded	<input type="checkbox"/> Injury	<input type="checkbox"/> License Posted in Lieu of Bond
<input type="checkbox"/> Traffic Crash	<input type="checkbox"/> Death	<input type="checkbox"/> Appearance Certificate
Person in Active Military Service	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> None

SEE DATE BELOW. SEE BACK OF CITATION FOR EXPLANATION AND INSTRUCTIONS

Appearance Date on or before **WITHIN 14 DAYS**

Hearing Date (If applicable) on _____ Contact Court
 Juvenile Traffic Misd. (Court will Notify) Formal Hearing Required (Court will Notify)

In the **34TH DISTRICT COURT** Court of **ROMULUS**

Court Address & Phone Number

**11131 Wayne Road Romulus, MI 48174
(734) 941 4462**

I served a copy of the civil infraction complaint upon the defendant (or owner/occupant by posting if applicable).
I declare under the penalties of perjury that the statements above are true to the best of my information, knowledge, and belief.

Complainant's Signature and receipt if applicable

Month Day Year

Officer's Name (printed) KOSOSKI, CHRIS	Agency Name ROMULUS POLICE DEPARTMENT	Officer's ID No. R219
---	---	---------------------------------

Agency ORI MI-8270900	Printed from RMS - 06/01/2015 11:31:31 (rev. 6/05)
---------------------------------	---

R.J. Jack
1

COPY

REPORTING OFFICER NARRATIVE

<i>Romulus Police Department</i>		OCA 15-01981
Victim <i>Society</i>	Offense <i>ORDINANCE VIOLATION</i>	Date / Time Reported <i>Thu 05/21/2015 10:22</i>

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

SUMMARY:

Traffic stop on listed vehicle (1988 Buick), which resulted in an arrest of the driver for DWLS and Local Ordinances. The subject was booked and lodged at RPD with multiple citations issued. Closed.

TRAFFIC INVESTIGATION:

Writer, Cpl Kososki, observed listed vehicle traveling east on Beverly Rd with a non-valid license plate bearing the name of Kickapoo Territory #3A-0005-EL.

Writer effected a traffic stop on listed vehicle for a license plate violation. Cpl Westoff and Kline arrived on scene to assist. Writer made contact with the driver who only had the driver's side window rolled down about an inch or two. The driver was also video taping the traffic investigation.

Writer ask the driver for his license, registration, and insurance. The driver provided a Moorish Holy Temple of Science of the World ID Card and a Title Paperwork to a vessel that had vehicle information listed on the paperwork. Writer recognized the information to be associated with Sovereign Citizens who do not believe in Federal, State, or Local laws.

Writer advised the driver that his license plate is not valid and that he needs to provide valid driver's license, which he would not provide after many requests. Writer advised the male subject that he is delaying a police investigation and he also refused to exit the vehicle. The male subject would not listen or obey any police officers request to provided a valid driver's license or exit the vehicle. The male subject continued to interfere with a Police Officers duties by keeping himself locked inside the vehicle and keeping a barrier between himself and police officers using the locked door and rolled up window.

Writer advised the male subject that if he continues to obstruct, interfere, and disobey police commands that his window will be broken out and he will be arrested.

Writer gave the male subject a count of five to open the door, which he refused and writer used a window-punch in the lower right corner of the driver's side window.

The window shattered and fell straight down without injuring the subject or police officers.

The male subject then immediately put his hand into his right pants pocket. Cpl Kline and Kososki drew their department issued pistols and ordered the male to remove his hand from his pocket. The male subject complied as writer unlocked the door. The male then exited the vehicle where he was advised of his charges and placed under arrest by Cpl Westoff (DL/TC/BB).

A CAD search of the subject was located and revealed the subject's name and photograph to be Herbert Lee Studstill. A LEIN check revealed that Studstill has a suspended driver's license and a warrant out of Dearborn. Writer confiscated and placed to items below into evidence/safe keeping.

EVIDENCE & SEIZED ITEMS:

- (1) Kickapoo Territory #3A-0005-EL Moorish National Plate (61/295 Rights of Indigenous Peoples Exp. 01-20
- (2) The Moorish Holy Temple of Science of the World ID Card bearing the name of Herbert Studstill-El
- (3) Misc Paperwork (Title for a Vessel)
- (4) Smith & Wesson SWAT Knife (Black/Silver)
- (5) Samsung Video Recorder

VEHICLE:

1988 Buick (Refer to Vehicle section for details).

fw: JENKZ 2

REPORTING OFFICER NARRATIVE*Romulus Police Department*

OCA	15-01981
Date / Time Reported	Thu 05/21/2015 10:22

Victim
SocietyOffense
ORDINANCE VIOLATION

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

DISPOSITION:

Vehicle impounded with Crova Towing. Studstill was arrested and transported to RPD by Unit#201, then he was booked by Lt. Ladach. Studstill was issued citations #R551389 & #R551391 for Driving an Unregistered Motor Vehicle, Obstructing, Interference, DWLS, Fail to obey a P.O. and No Proof of Insurance.

STATUS:

Closed.

(Evidence 3)

Incident Report Related Property List*Romulus Police Department*

OCA: 15-01981

1	Property Description MOORISH TEMPLE CARD			Make	Model		Caliber
	Color	Serial No.	Value	Qty	Unit	Jurisdiction	
			\$0.01	1.000		Locally	
	Status	Date	NIC #	State #	Local #	OAN	
	Evidence Seized	05/21/2015					
	Name (Last, First, Middle)			DOB	Age	Race	Sex
	* No name *						

Notes

2	Property Description S&W KNIFE			Make	Model		Caliber
	Color	Serial No.	Value	Qty	Unit	Jurisdiction	
	Black/Silver		\$0.01	1.000		Locally	
	Status	Date	NIC #	State #	Local #	OAN	
	Safekeeping	05/21/2015					
	Name (Last, First, Middle)			DOB	Age	Race	Sex
	* No name *						

Notes

3	Property Description MISC PAPERWORK			Make	Model		Caliber
	Color	Serial No.	Value	Qty	Unit	Jurisdiction	
			\$0.01	1.000		Locally	
	Status	Date	NIC #	State #	Local #	OAN	
	Other	05/21/2015					
	Name (Last, First, Middle)			DOB	Age	Race	Sex
	* No name *						

Notes

4	Property Description SAMSUNG HD CAMCORDER			Make	Model		Caliber
	Color	Serial No.	Value	Qty	Unit	Jurisdiction	
			\$0.01	1.000		Locally	
	Status	Date	NIC #	State #	Local #	OAN	
	Evidence Seized	05/21/2015					
	Name (Last, First, Middle)			DOB	Age	Race	Sex
	* No name *						

Notes

(Evidence # 4)

Incident Report Related Property List*Romulus Police Department*

OCA: 15-01981

5	Property Description KICKAPOO TERRITORY PLATE		Make	Model	Caliber
	Color	Serial No.	Value \$0.01	Qty 1,000	Unit
Status	Date 05/21/2015	NIC #	State #	Local #	OAN
Name (Last, First, Middle) * No name *			DOB	Age	Race
Sex					

Notes

(Evidence #5)

Incident Report Related Vehicle List*Romulus Police Department*

OCA: 15-01981

Veh Yr/Make/Model 1988 BUIC, Park Avenue		Style 4D	Color BUR	Lic/Lis [REDACTED]	Vin IG4CW51C7J1690614	
IBR Status <i>Impounded Vehicle</i>		Date 05/21/2015	Location 32089 BEVERLY RD, ROMULUS MI			
Condition	Value \$0.00	Offense Code 9956	Jurisdiction Locally	State #	NIC #	
Name (Last, First, Middle) <i>Studstill, Herbert Lee Jr</i>			Also Known As		Home Address 6296 CARNEGIE ST ROMULUS, MI 48174 734-502-3802	
Business Address						
DOB. 10/24/1975	Age 39	Race B	Sex M	Hgt 600	Wgt 200	Scars, Marks, Tattoos, or other distinguishing features

Notes

(b) sidebar (6)

Date		ROMULUS POLICE DEPARTMENT AUTO TOW REPORT		Tow Company												
Hold	Held for Officer:	15-1981		Entered LIEN	Date:											
Release	Released By Officer:			Removed LIEN	Date:											
TOWED FROM: Beverly + Henry Buff																
LICENSE #	N/A	No License Confiscated	VIN#	1G4CW51C7J1690614												
Color	Burgandy	Year	1988	Make	Buick											
OWNER:	Herbert Lee Studdstill Jr.		Model	Park Ave	Style 4 DR											
ADDRESS:	6296 Carnegie Romulus, MI 48174															
Keys:	- Left w/vehicle	- None	- Ignition	- Trunk	- Others											
Condition:	- Drivable	- Not Drivable	- Damaged	- Stripped	- Fire Damage											
Reason for tow:	- Accident	- Arrest	- Recovered Stolen	- Abandoned	- Hazard											
radio	Y	N	D*	radio	Y	N	D*	child seats	Y	N	D*	jack	Y	N	D*	*EXPLAIN DAMAGE
tape player	X			mirrors	X			tires	X			body	X			Driver's side window
speakers	X			windows	X			spare	UNK			other	X			
glove box	X			seats	X			hubcaps	X							
PROPERTY LEFT IN VEHICLE: Numerous Clothes																
TOW TRUCK DRIVER SIGNATURE: I acknowledge receipt of vehicle and property listed above as stated: X Garrett Brown																
POLICE OFFICERS SIGNATURE: I acknowledge inventory of above vehicle and property as stated: X C. Kade																
FORM RPD-014 (4/87)																

 COPY

(B.U. dease - 3)

(B.U. dease 7)

CIVIL COVER SHEET

County in which action arose

As 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM)

I. (a) PLAINTIFFS <i>Herbert Studstill El</i>		DEFENDANTS <i>City of Romulus Michigan</i>																															
(b) County of Residence of First Listed Plaintiff <i>(EXCEPT IN U.S. PLAINTIFF CASES)</i>		Case 2:15-cv-12545 Judge: Friedman, Bernard A. MJ: Majzoub, Mona K. Filed: 07-17-2015 At 11:43 AM CMP HERBERT STUDSTILL EL V CITY OF ROMULUS (LG)																															
(c) Attorneys (<i>Firm Name, Address, and Telephone Number</i>) <i>X 6290 Carnegie St Romulus Michigan 48174</i>																																	
II. BASIS OF JURISDICTION <i>(Place an "X" in One Box Only)</i>		III. CITIZENSHIP OF PRINCIPAL PARTIES <i>(Place an "X" in One Box for Plaintiff and One Box for Defendant)</i>																															
<input checked="" type="checkbox"/> 1 U.S. Government Plaintiff	<input checked="" type="checkbox"/> 3 Federal Question <i>(U.S. Government Not a Party)</i>	Citizen of This State	PTF DEF <input type="checkbox"/> 1 <input type="checkbox"/> 1 Incorporated or Principal Place of Business In This State <input type="checkbox"/> 4 <input type="checkbox"/> 4																														
<input checked="" type="checkbox"/> 2 U.S. Government Defendant	<input type="checkbox"/> 4 Diversity <i>(Indicate Citizenship of Parties in Item II)</i>	Citizen of Another State	PTF DEF <input type="checkbox"/> 2 <input type="checkbox"/> 2 Incorporated and Principal Place of Business In Another State <input type="checkbox"/> 5 <input type="checkbox"/> 5																														
		Citizen or Subject of a Foreign Country	PTF DEF <input type="checkbox"/> 3 <input type="checkbox"/> 3 Foreign Nation <input type="checkbox"/> 6 <input type="checkbox"/> 6																														
IV. NATURE OF SUIT <i>(Place an "X" in One Box Only)</i>																																	
<table border="1"> <thead> <tr> <th>CONTRACT</th> <th>TORTS</th> <th>FORFEITURE/PENALTY</th> <th>BANKRUPTCY</th> <th>OTHER STATUTES</th> </tr> </thead> <tbody> <tr> <td> <input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise </td> <td> PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice </td> <td> PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/ Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability </td> <td> <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other </td> <td> <input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark </td> </tr> <tr> <td></td> <td></td> <td>PERSONAL PROPERTY</td> <td> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation </td> <td> SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) </td> </tr> <tr> <td></td> <td></td> <td></td> <td> <input type="checkbox"/> 791 Employee Retirement Income Security Act </td> <td> FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609 </td> </tr> <tr> <td></td> <td></td> <td></td> <td></td> <td> <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input checked="" type="checkbox"/> 950 Constitutionality of State Statutes </td> </tr> <tr> <td colspan="2"> REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property </td> <td> CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/ Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education </td> <td> PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement </td> <td> IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions </td> </tr> </tbody> </table>		CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/ Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark			PERSONAL PROPERTY	<input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation	SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g))				<input type="checkbox"/> 791 Employee Retirement Income Security Act	FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609					<input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input checked="" type="checkbox"/> 950 Constitutionality of State Statutes	REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property		CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/ Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement	IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions		
CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES																													
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/ Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark																													
		PERSONAL PROPERTY	<input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation	SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g))																													
			<input type="checkbox"/> 791 Employee Retirement Income Security Act	FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609																													
				<input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input checked="" type="checkbox"/> 950 Constitutionality of State Statutes																													
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property		CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/ Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement	IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions																													
V. ORIGIN <i>(Place an "X" in One Box Only)</i>																																	
<input type="checkbox"/> 1 Original Proceeding	<input type="checkbox"/> 2 Removed from State Court	<input type="checkbox"/> 3 Remanded from Appellate Court	<input type="checkbox"/> 4 Reinstated or Reopened	<input type="checkbox"/> 5 Transferred from Another District <i>(specify)</i>	<input type="checkbox"/> 6 Multidistrict Litigation																												
Cite the U.S. Civil Statute under which you are filing (<i>Do not cite jurisdictional statutes unless diversity</i>): <i>Violation of U.S. Constitution and State Constitution</i>																																	
VI. CAUSE OF ACTION		Brief description of cause: <i>Violation of U.S. Constitution and State Constitution</i>																															
VII. REQUESTED IN COMPLAINT:		<input type="checkbox"/> CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.		DEMAND \$ <i>7 million</i>																													
VIII. RELATED CASE(S) IF ANY		<i>(See instructions):</i>		DOCKET NUMBER																													
DATE <i>X 7/17/15</i>		SIGNATURE OF ATTORNEY OF RECORD <i>Herbert Studstill El</i>																															
OR OFFICE USE ONLY																																	

ACQUAINT TO LOCAL RULE 83.11

1. Is this a case that has been previously dismissed?

Yes

No

If yes, give the following information:

Court: _____

Case No.: _____

Judge: _____

2. Other than stated above, are there any pending or previously discontinued or dismissed companion cases in this or any other court, including state court? (Companion cases are matters in which it appears substantially similar evidence will be offered or the same or related parties are present and the cases arise out of the same transaction or occurrence.)

Yes

No

If yes, give the following information:

Court: _____

Case No.: _____

Judge: _____

Notes :

New Lawsuit Check List

Instructions: Put a check mark in the box next to each appropriate entry to be sure you have all the required documents.

<input type="checkbox"/>	Two (2) completed Civil Cover Sheets.				
Enter the number of defendants named in your lawsuit in the blank below, add 2 and then enter the total in the blank. $\begin{array}{r} 1 \\ + 2 \\ \hline 3 \end{array}$ Complaints.		Case: 2:15-cv-12545 Judge: Friedman, Bernard A. MJ: Majzoub, Mona K. Filed: 07-17-2015 At 11:43 AM CMP HERBERT STUDSTILL EL V CITY OF ROMULUS (LG)			
Received by Clerk: <i>[Signature]</i> Addresses are complete: <i>[Signature]</i>					
<input type="checkbox"/>	If any of your defendants are government agencies: Provide two (2) extra copies of the complaint for the U.S. Attorney and the Attorney General.				
If Paying The Filing Fee:		If Asking That The Filing Fee Be Waived:			
<input type="checkbox"/>	Current new civil action filing fee is attached. Fees may be paid by check or money order made out to: <i>Clerk, U.S. District Court</i>		<input checked="" type="checkbox"/>	Two (2) completed Application to Proceed in District Court without Prepaying Fees or Costs forms. Received by Clerk: <i>[Signature]</i>	
Select the Method of Service you will employ to notify your defendants:					
Service via Summons by Self		Service by U.S. Marshal (Only available if fee is waived)		Service via Waiver of Summons (U.S. Government cannot be a defendant)	
<input type="checkbox"/>	<input checked="" type="checkbox"/> Two (2) completed USM - 285 Forms per defendant, if you are requesting the U.S. Marshal conduct service of your complaint. <input checked="" type="checkbox"/> Two (2) completed Request for Service by U.S. Marshal form.		<input type="checkbox"/>	You need not submit any forms regarding the Waiver of Summons to the Clerk. <u>Once your case has been filed, or the Application to Proceed without Prepaying Fees and Costs has been granted, you will need:</u> <ul style="list-style-type: none"> • One (1) Notice of a Lawsuit and Request to Waive Service of a Summons form per defendant. • Two (2) Waiver of the Service of Summons forms per defendant. Send these forms along with your filed complaint and a self-addressed stamped envelope to each of your defendants.	
Clerk's Office Use Only					

Note any deficiencies here: